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HIGH COURT OF JUDICATURE AT BILASPUR, CHHATTISGARH

SINGLE BENCH: HON'BLE SHRI S.R. NAYAK, CJ.

WRIT PETITION NO.1434 OF 2003

PETITIONER Harinarayan Srivastav, aged about 71 years son of Shri Maheshlal Srivastav, resident of Gandhinagar, Ward No. 18 PO : Phundudihari, Ambikapur, Distt. Surguja (Chhattisgarh)

Vs.

RESPONDENTS

1. South Eastern Coalfields Limited, Through: Its Chairman Cum Managing Director, Head Quarters, Seepat Road, Bilaspur (Chhattisgarh)
2. The Chief General Manager, South Eastern Coalfields Limited, Chirmiri Area, Distt. Korea, Chhattisgarh.
3. Commissioner, Bilaspur, Chhattisgarh
4. Collector Distt. Korea (C.G.)
5. Sub Divisional Officer, Manendragarh, Distt. Korea (Chhattisgarh)

Present: Mr. Vinay Pandey, learned counsel for the petitioner.

Mr. Yashwant Singh, learned G.A., for the State of Chhattisgarh.

ORAL ORDER

(Passed on 12th January, 2006)

The petitioner instead of making application under Section 18 of the Land Acquisition Act, 1894 (for short "the Act") wrongly submitted an application before the Commissioner for Revenue, Bilaspur Division, Bilaspur, Chhattisgarh State, the third respondent herein, for reference of his claim for more compensation to the Civil Court. The Commissioner for Revenue has rejected the application and directed the petitioner to make an application before the Collector, District

Korea. Instead of making application under Section 18 of the Act before the appropriate Land Acquisition Officer, the fourth respondent herein, the petitioner has filed this writ petition. The Commissioner for Revenue is not the Land Acquisition Officer. In that view of the matter, the writ petition is dismissed, however, with no order as to costs.

Sd/-
Chief Justice